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8 UNITED STATES DISTRICT COURT  
9 WESTERN DISTRICT OF WASHINGTON  
10 AT TACOMA

11 PRINCE E. KENNEDY,

12 Petitioner,

13 v.

14 DAN PACHOLKE,

15 Respondent.  
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Case No. C08-5308BHS-KLS

ORDER GRANTING  
RESPONDENT'S MOTION FOR  
EXTENSION OF TIME TO FILE  
ANSWER

20 This matter is before the Court on respondent's motion for an extension of time until September  
21 15, 2008, to file an answer to petitioner's *habeas corpus* petition. (Dkt. #13) After reviewing the motion  
22 and the remaining record, the Court hereby ORDERS as follows.

23 The Court finds that due to the reasons set forth in respondent's motion, it is proper to grant the  
24 request for an extension of time to file an answer to the petition. Specifically, respondent states that in  
25 reviewing petitioner's state court records, it appeared that petitioner had other state court proceedings that  
26 could be relevant to the petition. Respondent further states that an extension of time is needed to obtain  
27 and review these additional files, and to prepare a proper response. (Dkt. #14).

28 In response, petitioner has filed a motion to clarify respondent's motion, in which he asserts that

1 he has no other state court proceedings that might be relevant to this matter, but that if there are other  
2 such proceedings, respondent should be given only until August 28, 2008, by which to file his answer.  
3 (Dkt. #15-#16). Whether or not there are other relevant state court records that need to be obtained is not  
4 clear at this time. However, to the extent those records do exist and are necessary or helpful to the  
5 resolution of this matter, the Court does not see respondent's request as an unreasonable one.

6 Accordingly, respondent's motion (Dkt. #13) hereby is GRANTED. Respondent shall file his  
7 answer to the petition by **no later than September 15, 2008**.

8 The Clerk shall send copies of this Order to petitioner and counsel for respondent.

9 DATED this 8th day of August, 2008.

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12 Karen L. Strombom  
13 United States Magistrate Judge  
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